

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,076,763
Issued : July 11, 2006
Appl. No. : 09/840,055 Confirmation No. 3715
Applicant : DeGroote et al.
Filed : 04/24/2001
TC/A.U. : 2192
Examiner : Vo, Ted T

Docket No. : 1002-2U
Customer No. : 23975

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

PETITION FOR A REFUND

Sir:

Applicant respectfully requests a refund of \$700 to deposit account 501450 for an overcharged issue fee for the above referenced patent.

A "Notice of Allowance and Issue Fee Due" was mailed to petitioner in connection with the above referenced application on December 26, 2005. On March 16, 2006, Applicant submitted a "Fee Transmittal" Form PTOL-85 to the Patent Office. Box 5-a on the "Fee Transmittal" form was marked to indicate that the petitioner claims SMALL ENTITY status as defined by 37 CFR 1.27. A copy of this Form (as received by the USPTO) was downloaded from the USPTO PAIR system and is attached to this Petition.

The “Fee Transmittal” form authorized the Director to “charge the required fee(s), or credit any overpayment, to Deposit Account 50-1450.” According to 37 C.F.R. § 1.18(a), the utility issue fee charged for a SMALL ENTITY should have been \$700. However, Petitioner was charged \$1400. Evidence of this charge is shown the PTO stamp (highlighted for emphasis) on the accompanying “Fee Transmittal” and on the accompanying March 2006 statement of Deposit account 50-1450 (also highlighted for emphasis).

For all of the reasons advanced above, petitioner respectfully submits that the Patent Office overcharged the petitioner \$700 for the above referenced patent application’s Issue Fee. Therefore, Applicant requests that \$700 overpayment be credited to Deposit Account 50-1450.

Respectfully submitted,

/David G. Grossman, Reg. No, 42,609/

David G. Grossman

Registration No. 42,609

Date: Oct 16, 2006
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Vienna, VA 22180
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Attachments:

- “Fee Transmittal” Form PTOL-85
- March 2006 statement of Deposit account 50-1450

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (571) 273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

23975 7590 12/16/2005

DAVID GROSSMAN
518 WOODLAND CT. NW
VIENNA, VA 22180



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

David G. Grossman

(Depositor's name)

/David G. Grossman/

(Signature)

March 16, 2006

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/840,055	04/24/2001	David Glenn DeCrosby	1002-2U	3715

TITLE OF INVENTION: LIVE COMPONENT SYSTEM

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$0	\$1400	03/16/2006
EXAMINER	ART UNIT	CLASS-SUBCLASS			
VO, TED T	2191	717-112000			

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 David G. Grossman

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3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 50-1450 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☒ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.
NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature /David G. Grossman/Date March 16, 2006Typed or printed name David G. GrossmanRegistration No. 42,609

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



**United States
Patent and
Trademark Office**



Deposit Account Statement

Requested Statement Month: March 2006
Deposit Account Number: 501450
Name: PATENT-SERVICES.COM
Attention: DAVID G GROSSMAN
Address: 518 WOODLAND CT. NW
City: VIENNA
State: VA
Zip: 22180
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
03/16	37	E-REPLENISHMENT		9203	-\$700.00	\$1,981.00
03/16	10	09840055	1002-2U	1501	\$1,400.00	\$581.00
03/17	11	E-REPLENISHMENT		9203	-\$1,000.00	\$1,581.00
03/17	350	11376299	1002-2U2	2011	\$150.00	\$1,431.00
03/17	351	11376299	1002-2U2	2111	\$250.00	\$1,181.00
03/17	352	11376299	1002-2U2	2311	\$100.00	\$1,081.00
03/30	17	E-REPLENISHMENT		9203	-\$1,400.00	\$2,481.00
03/31	44	E-REPLENISHMENT		9203	-\$1,450.00	\$3,931.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$1,281.00	\$1,900.00	\$4,550.00	\$3,931.00	

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